IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8209 OF 2006

The Principal, Willingdon College, Sangli & Ors.... ..... Petitioners
V/s
Shri Satyappa Tamanna Kamble & Ors..... ..... Respondents.

Office Notes, Office Memoranda of Coram, appearances Court's orders or directions and Registrar's orders.) Court's or Judge's Orders

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Mr.V.D.Borwankar, Adv. for the petitioners.

Mr.M.S.Topkar, Adv. For R.Nos. 1 to 3.

CORAM: A.P. DESHPANDE, J.

5.3.2007

PC:

By the present petition the petitioner is objecting to the jurisdiction of the Industrial Court on the ground that the jurisdiction has been excluded by necessary implication in view of section 57 of the Maharashtra Universities Act. Perusal of section 57 would reveal that

the Grievance Committee is not set up as Forum which could be substitute for adjudication. The Grievance Committee has no trappings of judicial or quasi judicial authority. Grievance Committee cannot render a decision which would bind parties. A closure scrutiny of sub-section (2) of section 57 would indicate that at the most the Grievance Committee can make a report to the Management Council and the decision of the Management Council has been given finality. If this be so, having regard to the scheme contained in section 57 it is not possible to hold that by necessary implication the jurisdiction of the Industrial Court is ousted.

Perused the order passed by Industrial Court. Same does not call for any interference. Hence Writ Petition is summarily dismissed.

5.3.07.